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Attorneys for Defendant and Cross-Defendant
 CITY OF EUREKA

**IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA**

KFD ENTERPRISES, INC., a California
 Corporation dba Norman's Dry Cleaner,

Plaintiff,

v.

CITY OF EUREKA,

Defendant.

CASE NO. CV-08-4571 MMC

STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE HEARING ON
 DEFENDANT CITY OF EUREKA'S
 MOTION TO COMPEL FURTHER
 RESPONSES TO THE CITY'S
 REQUEST FOR PRODUCTION OF
 DOCUMENTS
 [CIVIL C.R. 7-12]

CITY OF EUREKA,

Counter-Claimant and Third-Party Plaintiff

vs.

KFD ENTERPRISES, INC., a California
 Corporation dba Norman's Dry Cleaner,
 Unocal Corporation,

Cross-Defendant and Third Party
 Defendant

1. Pursuant to Civil L.R. 7-12, Defendant City of Eureka and Plaintiff KFD
 Enterprises Inc., hereby stipulate as follows:

2. Whereas the City of Eureka. has filed a Motion to Compel Further Responses
 from KFD Enterprises Inc. on the City's Request for Production of Documents, which was



1 scheduled to be heard on September 15, 2010;

2 3. Whereas the Court informed the parties that the hearing would have to be
3 rescheduled and set the new hearing date of October 6, 2010 at 9:30 a.m.;

4 4. Whereas counsel for the City of Eureka cannot attend the hearing on October 6,
5 2010 due to a conflict in his schedule;

6 5. Whereas counsel for the City of Eureka has met and conferred with counsel for
7 plaintiff KFD Enterprises Inc. on a new date and the parties have agreed that both parties can
8 attend a hearing on October 20, 2010 at 9:30 a.m.;

9 6. The hearing on the City of Eureka's motion to compel is continued to
10 Wednesday, October 20, 2010 at 9:30 a.m.

11
12 DATED: September 10, 2010

DAVIDOVITZ & BENNETT LLP

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14 By: /s/ Charles H. Bolcom

MORIS DAVIDOVITZ

Attorneys for CITY OF EUREKA

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16 (The filer hereby attests that concurrence in the filing of this
document has been obtained from the signatories below.)

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18 DATED: September 10, 2010

GREBEN & ASSOCIATES

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20 By: /s/ Jan Greben

Jan A. Greben

Attorneys for Plaintiff KFD Enterprises,
Inc.

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23 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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26 DATED: September 10, 2010

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JAMES LARSON
UNITED STATES DISTRICT JUDGE